

EXHIBIT A

Fill in this information to identify the case:

United States Bankruptcy Court for the:

Southern District of New York

Case number (if known): Chapter 11

☐ Check if this is an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

04/22

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name

Casabella Contracting of NY, Inc.

2. All other names debtor used in the last 8 years

Include any assumed names, trade names, and *doing business as* names

3. Debtor's federal Employer Identification Number (EIN)

45 - 5250150

4. Debtor's address

Principal place of business

182 Lindsey Avenue

Number Street

Buchanan, NY 10511

City State ZIP Code

Westchester

County

Mailing address, if different from principal place of business

Number Street

P.O. Box

City State ZIP Code

Location of principal assets, if different from principal place of business

2111 Albany Post Road

Number Street

Montrose, NY 10548

City State ZIP Code

5. Debtor's website (URL)

6. Type of debtor

☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))

☐ Partnership (excluding LLP)

☐ Other. Specify:

Debtor <u>Casabella Contracting of NY, Inc.</u> Name _____	Case number (if known) _____
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7. Describe debtor's business

A. Check one:

☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
☐ Railroad (as defined in 11 U.S.C. § 101(44))
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
☒ None of the above

B. Check all that apply:

☐ Tax-exempt entity (as described in 26 U.S.C. § 501)
☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes> .

8. Under which chapter of the Bankruptcy Code is the debtor filing?

 A debtor who is a "small business debtor" must check the first subbox. A debtor as defined in § 1182(1) who elects to proceed under subchapter V of chapter 11 (whether or not the debtor is a "small business debtor") must check the second sub-box

Check one:

☐ Chapter 7
☐ Chapter 9
☒ Chapter 11. *Check all that apply:*

☒ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,024,725. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
☐ The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, **and it chooses to proceed under Subchapter V of Chapter 11**. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
☐ A plan is being filed with this petition.
☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

 If more than 2 cases, attach a separate list.

☒ No

☐ Yes. District _____ When _____ Case number _____
 MM / DD / YYYY

District _____ When _____ Case number _____
 MM / DD / YYYY

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

 List all cases. If more than 1, attach a separate list.

☒ No

☐ Yes. Debtor _____ Relationship _____
 District _____ When _____
 Case number, if known _____
 MM / DD / YYYY

Name

☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

☐ Yes. Insurance agency _____
Contact name _____
Phone _____

<input type="checkbox"/> \$0-\$50,000	<input checked="" type="checkbox"/> \$1,000,001-\$10 million	<input type="checkbox"/> \$500,000,001-\$1 billion
<input type="checkbox"/> \$50,001-\$100,000	<input type="checkbox"/> \$10,000,001-\$50 million	<input type="checkbox"/> \$1,000,000,001-\$10 billion
<input type="checkbox"/> \$100,001-\$500,000	<input type="checkbox"/> \$50,000,001-\$100 million	<input type="checkbox"/> \$10,000,000,001-\$50 billion
<input type="checkbox"/> \$500,001-\$1 million	<input type="checkbox"/> \$100,000,001-\$500 million	<input type="checkbox"/> More than \$50 billion

Debtor Casabella Contracting of NY, Inc. Case number (if known) _____
Name

16. Estimated liabilities	<input type="checkbox"/> \$0-\$50,000	<input checked="" type="checkbox"/> \$1,000,001-\$10 million	<input type="checkbox"/> \$500,000,001-\$1 billion
	<input type="checkbox"/> \$50,001-\$100,000	<input type="checkbox"/> \$10,000,001-\$50 million	<input type="checkbox"/> \$1,000,000,001-\$10 billion
	<input type="checkbox"/> \$100,001-\$500,000	<input type="checkbox"/> \$50,000,001-\$100 million	<input type="checkbox"/> \$10,000,000,001-\$50 billion
	<input type="checkbox"/> \$500,001-\$1 million	<input type="checkbox"/> \$100,000,001-\$500 million	<input type="checkbox"/> More than \$50 billion

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor

- The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.
- I have been authorized to file this petition on behalf of the debtor.
- I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 04/22/2022
MM/ DD/ YYYY

X /s/ Laura Marcela Pignataro
Signature of authorized representative of debtor

Laura Marcela Pignataro
Printed name

Title President

18. Signature of attorney

X _____ /s/ James J. Rufo
Signature of attorney for debtor

Date 04/22/2022
MM/ DD/ YYYY

James J. Rufo
Printed name

Law Office of James J. Rufo
Firm name

1133 Westchester Avenue W N202
Number Street

West Harrison NY 10604
City State ZIP Code

(914) 600-7161 jrufu@jamesrufolaw.com
Contact phone Email address

5152210 NY
Bar number State

Fill in this information to identify the case:

Debtor name Casabella Contracting of NY, Inc.

United States Bankruptcy Court for the:

Southern District of New York

Case number (if known): _____

☐ Check if this is an amended filing

Official Form 206A/B

Schedule A/B: Assets — Real and Personal Property

12/15

Disclose all property, real and personal, which the debtor owns or in which the debtor has any other legal, equitable, or future interest. Include all property in which the debtor holds rights and powers exercisable for the debtor's own benefit. Also include assets and properties which have no book value, such as fully depreciated assets or assets that were not capitalized. In Schedule A/B, list any executory contracts or unexpired leases. Also list them on *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G).

Be as complete and accurate as possible. If more space is needed, attach a separate sheet to this form. At the top of any pages added, write the debtor's name and case number (if known). Also identify the form and line number to which the additional information applies. If an additional sheet is attached, include the amounts from the attachment in the total for the pertinent part.

For Part 1 through Part 11, list each asset under the appropriate category or attach separate supporting schedules, such as a fixed asset schedule or depreciation schedule, that gives the details for each asset in a particular category. List each asset only once. In valuing the debtor's interest, do not deduct the value of secured claims. See the instructions to understand the terms used in this form.

Part 1: Cash and cash equivalents

1. Does the debtor have any cash or cash equivalents?

☐ No. Go to Part 2.

☒ Yes. Fill in the information below.

All cash or cash equivalents owned or controlled by the debtor

Current value of debtor's interest

2. Cash on hand

\$0.00

3. Checking, savings, money market, or financial brokerage accounts (Identify all)

Name of institution (bank or brokerage firm)

Type of account

Last 4 digits of account number

3.1 The Westchester Bank

Checking account

6502

(Unknown)

3.2 Orange Bank & Trust Company

Checking account

4347

(Unknown)

4. Other cash equivalents (Identify all)

None

5. Total of Part 1

Add lines 2 through 4 (including amounts on any additional sheets). Copy the total to line 80.

\$0.00

Part 2: Deposits and prepayments

6. Does the debtor have any deposits or prepayments?

☒ No. Go to Part 3.

☐ Yes. Fill in the information below.

Current value of debtor's interest

7. Deposits, including security deposits and utility deposits

Description, including name of holder of deposit

None

Description, including name of holder of prepayment

None

Add lines 7 through 8 (including amounts on any additional sheets). Copy the total to line 81.

\$0.00

10. Does the debtor have any accounts receivable?

- ☐ No. Go to Part 4.
- ☒ Yes. Fill in the information below.

Current value of debtor's interest

11. Accounts Receivable

11a. 90 days old or less: _____ - _____ = → _____
 face amount doubtful or uncollectible accounts

11b. Over 90 days old: $\frac{\$400,000.00}{\text{face amount}} - \frac{\$0.00}{\text{doubtful or uncollectible accounts}} = \text{.....} \rightarrow \frac{\$400,000.00}{\text{face amount}}$

12. Total of Part 3

Current value on lines 11a + 11b = line 12. Copy the total to line 82.

\$400,000.00

13. Does the debtor own any investments?

- ☒ No. Go to Part 5.
- ☐ Yes. Fill in the information below.

Valuation method used for current value

Current value of debtor's interest

14. Mutual funds or publicly traded stocks not included in Part 1

Name of fund or stock:

None

15. Non-publicly traded stock and interests in incorporated and unincorporated businesses, including any interest in an LLC, partnership, or joint venture

Name of fund or stock:	% of ownership:
------------------------	-----------------

None

16. Government bonds, corporate bonds, and other negotiable and non-negotiable instruments not included in Part 1

Describe:

Debtor Casabella Contracting of NY, Inc.
Name

Case number (if known) _____

None

17. Total of Part 4

Add lines 14 through 16 (including any additional sheets). Copy the total to line 83.

\$0.00

Part 5: Inventory, excluding agriculture assets

18. Does the debtor own any inventory (excluding agriculture assets)?

- ☒ No. Go to Part 6.
☐ Yes. Fill in the information below.

General description	Date of the last physical inventory	Net book value of debtor's interest (Where available)	Valuation method used for current value	Current value of debtor's interest
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19. Raw materials

None

20. Work in progress

None

21. Finished goods, including goods held for resale

None

22. Other inventory or supplies

None

23. Total of Part 5

Add lines 19 through 22 (including any additional sheets). Copy the total to line 84.

\$0.00

24. Is any of the property listed in Part 5 perishable?

- ☒ No
☐ Yes

25. Has any of the property listed in Part 5 been purchased within 20 days before the bankruptcy was filed?

- ☒ No
☐ Yes

26. Has any of the property listed in Part 5 been appraised by a professional within the last year?

- ☒ No
☐ Yes

Part 6: Farming and fishing-related assets (other than titled motor vehicles and land)

27. Does the debtor own or lease any farming and fishing-related assets (other than titled motor vehicles and land)?

- ☒ No. Go to Part 7.
☐ Yes. Fill in the information below.

Debtor Casabella Contracting of NY, Inc.
Name

Case number (if known) _____

General description

**Net book value of
debtor's interest**
(Where available)

**Valuation method used
for current value**

**Current value of debtor's
interest**

28. Crops — either planted or harvested

None

29. Farm animals *Examples: Livestock, poultry, farm-raised fish*

None

30. Farm machinery and equipment (Other than titled motor vehicles)

None

31. Farm and fishing supplies, chemicals, and feed

None

32. Other farming and fishing-related property not already listed in Part 6

None

33. Total of Part 6

Add lines 28 through 32. Copy the total to line 85.

\$0.00

34. Is the debtor a member of an agricultural cooperative?

☒ No

☐ Yes. Is any of the debtor's property stored at the cooperative?

☐ No

☐ Yes

35. Has any of the property listed in Part 6 been purchased within 20 days before the bankruptcy was filed?

☒ No

☐ Yes

36. Is a depreciation schedule available for any of the property listed in Part 6?

☒ No

☐ Yes

37. Has any of the property listed in Part 6 been appraised by a professional within the last year?

☒ No

☐ Yes

Part 7: Office furniture, fixtures, and equipment; and collectibles

38. Does the debtor own or lease any office furniture, fixtures, equipment, or collectibles?

☐ No. Go to Part 8.

☒ Yes. Fill in the information below.

Debtor Casabella Contracting of NY, Inc. Case number (if known) _____
 Name _____

General description	Net book value of debtor's interest (Where available)	Valuation method used for current value	Current value of debtor's interest
39. Office furniture			
None			
40. Office fixtures			
None			
41. Office equipment, including all computer equipment and communication systems equipment and software			
41.1 <u>Office Computer</u>	<u>(Unknown)</u>		<u>\$500.00</u>
Additional Page Total - See continuation page for additional entries			<u>\$9,400.00</u>
42. Collectibles Examples: Antiques and figurines; paintings, prints or other artwork; books, pictures, or other art objects; china and crystal; stamp, coin, or baseball card collections; other collections, memorabilia, or collectibles			
None			
43. Total of Part 7			<u>\$9,900.00</u>
Add lines 39 through 42. Copy the total to line 86.			
44. Is a depreciation schedule available for any of the property listed in Part 7?			
<input checked="" type="checkbox"/> No			
<input type="checkbox"/> Yes			
45. Has any of the property listed in Part 7 been appraised by a professional within the last year?			
<input checked="" type="checkbox"/> No			
<input type="checkbox"/> Yes			

Part 8: Machinery, equipment, and vehicles

46. Does the debtor own or lease any machinery, equipment, or vehicles?

☐ No. Go to Part 9.

☒ Yes. Fill in the information below.

General description Include year, make, model, and identification numbers (i.e., VIN, HIN, or N-number)	Net book value of debtor's interest (Where available)	Valuation method used for current value	Current value of debtor's interest
47. Automobiles, vans, trucks, motorcycles, trailers, and titled farm vehicles			
47.1 <u>2009 Toyota Toyota Matrix / VIN: 2T1KE40E69C030037</u>	<u>(Unknown)</u>		<u>(Unknown)</u>
47.2 <u>2018 Dodge Ram 3500 Crew Cab / VIN: 3C63R3EL8JG159277</u>	<u>(Unknown)</u>	<u>KBB</u>	<u>\$46,449.00</u>

Debtor **Casabella Contracting of NY, Inc.** Case number (if known) _____
Name _____

47.3	<u>2017 Mack Tri-Axle / VIN: 1M2AX07C8H032646</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
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Additional Page Total - See continuation page for additional entries		\$142,266.00
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48. Watercraft, trailers, motors, and related accessories *Examples:*
Boats, trailers, motors, floating homes, personal watercraft, and fishing vessels

None

49. Aircraft and accessories

None

50. Other machinery, fixtures, and equipment (excluding farm machinery and equipment)

50.1	2000 Ingersoll Rand Air Compressor	(Unknown)	(Unknown)
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Additional Page Total - See continuation page for additional entries		\$0.00
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51. Total of Part 8
 Add lines 47 through 50. Copy the total to line 87. **\$188,715.00**

52. Is a depreciation schedule available for any of the property listed in Part 8?

☒ No
☐ Yes

53. Has any of the property listed in Part 8 been appraised by a professional within the last year?

☒ No
☐ Yes

Part 9: Real Property

54. Does the debtor own or lease any real property?

☒ No. Go to Part 10.

☐ Yes. Fill in the information below.

General description	Nature and extent of debtor's interest in property	Net book value of debtor's interest (Where available)	Valuation method used for current value	Current value of debtor's interest
Include street address or other description such as Assessor Parcel Number (APN), and type of property (for example, acreage, factory, warehouse, apartment or office building), if available				

55. Any building, other improved real estate, or land which the debtor owns or in which the debtor has interest

None

56. Total of Part 9

Add the current value on lines 55.1 through 55.3 and entries from any addition sheets. Copy the total to line 88.

\$0.00

Name

- ## Part 10: Intangibles and Intellectual Property

- | General description | Net book value of debtor's interest
(Where available) | Valuation method used for current value | Current value of debtor's interest |
|---------------------|--|---|------------------------------------|
|---------------------|--|---|------------------------------------|

- None

- None

- None

- None

- None

- None

- Add lines 60 through 65. Copy the total to line 89.

\$0.00

- ☒
- No

- ☒
- No

Debtor Casabella Contracting of NY, Inc. Case number (if known) _____
Name

69. Has any of the property listed in Part 10 been appraised by a professional within the last year?
- ☒ No
- ☐ Yes

Part 11: All other assets

70. Does the debtor own any other assets that have not yet been reported on this form?
- ☐ No. Go to Part 12.
- ☒ Yes. Fill in the information below.

Current value of debtor's interest

71. Notes receivable

Description (include name of obligor)

None

72. Tax refunds and unused net operating losses (NOLs)

Description (for example, federal, state, local)

None

73. Interests in insurance policies or annuities

None

74. Causes of action against third parties (whether or not a lawsuit has been filed)

74.1 <u>Transfers made by Frank Pignataro as Receiver</u>	<u>\$500,000.00</u>
Nature of Claim <u>Avoidable Transfers</u>	
Amount Requested <u>\$500,000.00</u>	
Additional Page Total - See continuation page for additional entries	<u>\$500,000.00</u>

75. Other contingent and unliquidated claims or causes of action of every nature, including counterclaims of the debtor and rights to set off claims

None

76. Trusts, equitable or future interests in property

None

77. Other property of any kind not already listed Examples: Season tickets, country club membership

None

78. Total of Part 11

Add lines 71 through 77. Copy the total to line 90. \$1,000,000.00

Debtor Casabella Contracting of NY, Inc. Case number (if known) _____
Name

79. Has any of the property listed in Part 11 been appraised by a professional within the last year?

☒ No

☐ Yes

Debtor Casabella Contracting of NY, Inc.
 Name _____

Case number (if known) _____

Part 12: Summary

Type of property	Current value of personal property	Current value of real property
80. Cash, cash equivalents, and financial assets. Copy line 5, Part 1.	<u>\$0.00</u>	
81. Deposits and prepayments. Copy line 9, Part 2.	<u>\$0.00</u>	
82. Accounts receivable. Copy line 12, Part 3.	<u>\$400,000.00</u>	
83. Investments. Copy line 17, Part 4.	<u>\$0.00</u>	
84. Inventory. Copy line 23, Part 5.	<u>\$0.00</u>	
85. Farming and fishing-related assets. Copy line 33, Part 6.	<u>\$0.00</u>	
86. Office furniture, fixtures, and equipment; collectibles. Copy line 43, Part 7.	<u>\$9,900.00</u>	
87. Machinery, equipment, and vehicles. Copy line 51, Part 8.	<u>\$188,715.00</u>	
88. Real property. Copy line 56, Part 9.....		→ <u>\$0.00</u>
89. Intangibles and intellectual property. Copy line 66, Part 10.	<u>\$0.00</u>	
90. All other assets. Copy line 78, Part 11.	+ <u>\$1,000,000.00</u>	
91. Total. Add lines 80 through 90 for each column.....	91a. <u>\$1,598,615.00</u>	+ 91b. <u>\$0.00</u>
92. Total of all property on Schedule A/B. Lines 91a + 91b = 92		<u>\$1,598,615.00</u>

Debtor Casabella Contracting of NY, Inc.
Name _____

Case number (if known) _____

Additional Page

General description	Net book value of debtor's interest (Where available)	Valuation method used for current value	Current value of debtor's interest
41. Office equipment - Continued			
41.2 <u>Office Computer</u>	<u>(Unknown)</u>	<u> </u>	<u>\$500.00</u>
41.3 <u>Office Computer</u>	<u>(Unknown)</u>	<u> </u>	<u>\$500.00</u>
41.4 <u>Office Computer</u>	<u>(Unknown)</u>	<u> </u>	<u>\$500.00</u>
41.5 <u>Office Computer</u>	<u>(Unknown)</u>	<u> </u>	<u>\$500.00</u>
41.6 <u>Office Computer</u>	<u>(Unknown)</u>	<u> </u>	<u>\$500.00</u>
41.7 <u>Office Computer</u>	<u>(Unknown)</u>	<u> </u>	<u>\$500.00</u>
41.8 <u>Office Computer</u>	<u>(Unknown)</u>	<u> </u>	<u>\$500.00</u>
41.9 <u>Office Computer</u>	<u>(Unknown)</u>	<u> </u>	<u>\$500.00</u>
41.10 <u>Laptop Computer</u>	<u>(Unknown)</u>	<u> </u>	<u>\$300.00</u>
41.11 <u>Laptop Computer</u>	<u>(Unknown)</u>	<u> </u>	<u>\$300.00</u>
41.12 <u>Laptop Computer</u>	<u>(Unknown)</u>	<u> </u>	<u>\$300.00</u>
41.13 <u>Blue Iris Camera Security Systme</u>	<u>(Unknown)</u>	<u> </u>	<u>\$4,500.00</u>
General description	Net book value of debtor's interest (Where available)	Valuation method used for current value	Current value of debtor's interest
Include year, make, model, and identification numbers (i.e., VIN, HIN, or N-number)			
47. Automobiles, vans, trucks, motorcycles, trailers, and titled farm vehicles - Continued			
2019 Ford F250 Super Duty Regular Cab / VIN: 47.4 <u>1FTBF2B64KED89705</u>	<u>(Unknown)</u>	<u>KBB</u>	<u>\$25,464.00</u>
2014 Dodge Ram 3500 Regular Cab Gas / VIN: 47.5 <u>3C63R3BL6EG191056</u>	<u>(Unknown)</u>	<u>KBB</u>	<u>\$33,335.00</u>
2014 Dodge Ram 3500 Regular Cab Diesel / VIN: 47.6 <u>3C63R3BJ1EG252280</u>	<u>(Unknown)</u>	<u>KBB</u>	<u>\$30,309.00</u>
47.7 <u>2012 Nissan UD 23 DH / VIN: JNAC410H2CAD15089</u>	<u>(Unknown)</u>	<u> </u>	<u>(Unknown)</u>
47.8 <u>2012 Jeep Grand Cherokee / VIN: 1C4RJFCT3CC262370</u>	<u>(Unknown)</u>	<u>KBB</u>	<u>\$11,196.00</u>
2003 Ford F350 Super Duty Regular Cab / VIN: 47.9 <u>1FTSF31F33EB27621</u>	<u>(Unknown)</u>	<u>KBB</u>	<u>\$4,990.00</u>
47.10 <u>2003 GMC Sierra / VIN: 1GDJK34103E336947</u>	<u>(Unknown)</u>	<u> </u>	<u>(Unknown)</u>
2020 Dodge Ram Rebel 1500 Crew Cab / VIN: 47.11 <u>1C6SRFLT2LN264942</u>	<u>(Unknown)</u>	<u> </u>	<u>(Unknown)</u>
47.12 <u>2019 Mitsubishi Fuso</u>	<u>(Unknown)</u>	<u> </u>	<u>(Unknown)</u>
2005 Chevrolet Express 1500 Cargo / VIN: 47.13 <u>1GCFH15T451169936</u>	<u>(Unknown)</u>	<u>KBB</u>	<u>\$8,770.00</u>
47.14 <u>2019 Ford Dump Truck</u>	<u>(Unknown)</u>	<u> </u>	<u>(Unknown)</u>

Case number (if known) _____

11

47.15	2010 Chevrolet Silverado 1500 Regular Cab / VIN: 1GCPCEX8AZ267565	(Unknown)	(Unknown)
47.16	2013 Ford F150 Regular Cab / VIN: 1FTMF1EM9DKF21407	(Unknown)	(Unknown)
47.17	2013 Ford Ford F150 Super Cab / VIN: 1FTFX1EF7DFB56449	(Unknown)	(Unknown)
47.18	2013 Ford Ford F150 Super Cab / VIN: 1FTEX1CM5DFC81611	(Unknown)	(Unknown)
47.19	2013 Ford Ford F150 Super Cab / VIN: 1FTEX1EMXDFD85198	(Unknown)	(Unknown)
47.20	2013 Ford Ford F150 Super Cab / VIN: 1FTEX1CM0DFD85195	(Unknown)	(Unknown)
47.21	2013 Ford Ford F150 Super Cab / VIN: 1FTFX1EF6DFA77080	(Unknown)	(Unknown)
47.22	2011 Chevrolet Silverado 2500 HD Regular Cab / VIN: 1GC0KVC6BF165197	(Unknown)	(Unknown)
47.23	2009 Chevrolet Silverado 1500 Regular Cab / VIN: 1GCEC14X79Z211134	(Unknown)	(Unknown)
47.24	2011 Ford F250 Super Duty Regular Cab / VIN: 1FTBF2B64BEA83894	(Unknown)	(Unknown)
47.25	2003 Ford F350 Super Duty Regular Cab / VIN: 1FTSF31F33EB27621	(Unknown)	(Unknown)
47.26	2006 Ford F250 Super Duty Super Cab / VIN: 1FTSX21506EC74109	(Unknown)	(Unknown)
47.27	2011 Chevrolet Silverado 2500 HD Regular Cab / VIN: 1GC0KVC6BF160657	(Unknown)	(Unknown)
47.28	2017 Mitsubishi Fuso / VIN: JL6BSE1AXHK002207	(Unknown)	(Unknown)
47.29	2018 Mack Mack Truck Tri-axle / VIN: 1M2AX07C6JM038399	(Unknown)	(Unknown)
47.30	2001 Ford F250 Super Duty Regular Cab / VIN: 1FTNF21L41EC93804	(Unknown)	(Unknown)
47.31	2003 Ford F350 Super Duty Regular Cab / VIN: 1FTSF31F33EB27621	(Unknown)	(Unknown)
47.32	2005 Chevrolet Express 1500 Cargo / VIN: 1GCFH15T451169936	(Unknown)	(Unknown)
47.33	2012 / Yanmar 100 Excavator	(Unknown)	(Unknown)

Debtor Casabella Contracting of NY, Inc. Case number (if known) _____
Name _____

Additional Page

47.34	<u>2014 John Deere 245G / Excavator</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
47.35	<u>2015 John Deere 333E / Skid Steer</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
47.36	<u>2014 Bob Cat 650 / Bob Cat Skid Steer</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
47.37	<u>2015 John Deere 85G Excavator / 85G Excavator</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
47.38	<u>2015 John Deere 333E Skid Steer / John Deere 333E Skid Steer</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
47.39	<u>2017 Volvo Triaxle / Volvo Triaxle Dump Truck</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
47.40	<u>2017 Mack / Mack GU713 Dump Truck</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
47.41	<u>2017 John Deere / John Deere 350G Excavator</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
47.42	<u>2017 Dodge Ram 1500 Crew Cab / VIN: 1C6RR7MT0HS529756</u>	<u>(Unknown)</u>	<u>KBB \$28,202.00</u>

50. Other machinery, fixtures, and equipment - Continued

50.2	<u>200 Case 580 Super L / Back Hoe</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
50.3	<u>2001 Bob Cat T200 / Bob Cat - Skid Steer</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
50.4	<u>2007 Cotra Trailer / Cotra Trailer</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
50.5	<u>2009 Diamond Cargo Diamond Cargo / Enclosed Trailer</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
50.6	<u>2009 DI/CA / Trialer</u>	<u>(Unknown)</u>	<u>(Unknown)</u>

Current value of debtor's interest

74. Causes of action against third parties (whether or not a lawsuit has been filed) - Continued

74.2	<u>Casabella Landscaping, Inc.</u>	<u>\$500,000.00</u>
Nature of Claim	<u>Fraudulent Transfers of Debtor's equipment and vehicles to Casabella Landscaping, Inc.</u>	
Amount Requested	<u>\$500,000.00</u>	

Fill in this information to identify the case:

Debtor name Casabella Contracting of NY, Inc.

United States Bankruptcy Court for the:

Southern District of New York

Case number (if known): _____

☐ Check if this is an amended filing

Official Form 206D

Schedule D: Creditors Who Have Claims Secured by Property

12/15

Be as complete and accurate as possible.

1. Do any creditors have claims secured by debtor's property?

☐ No. Check this box and submit page 1 of this form to the court with debtor's other schedules. Debtor has nothing else to report on this form.

☒ Yes. Fill in all of the information below.

Part 1: List Creditors Who Have Secured Claims

2. List in alphabetical order all creditors who have secured claims. If a creditor has more than one secured claim, list the creditor separately for each claim.

Column A

Amount of claim
Do not deduct the value of collateral.

Column B

Value of collateral that supports this claim

2.1 Creditor's name

Belway Electrical Contracting Corp.

Creditor's mailing address

66 South Central Avenue

Elmsford, NY 10523

Creditor's email address, if known

Date debt was incurred _____

Last 4 digits of account number _____

Do multiple creditors have an interest in the same property?

☒ No.

☐ Yes. Specify each creditor, including this creditor, and its relative priority.

Describe debtor's property that is subject to a lien

Describe the lien

Breach of Contract - Judgment

Is the creditor an insider or related party?

☒ No

☐ Yes.

Is anyone else liable on this claim?

☒ No

☐ Yes. Fill out *Schedule H: Codebtors* (Official Form 206H).

As of the petition filing date, the claim is:

Check all that apply.

☐ Contingent

☐ Unliquidated

☒ Disputed

\$100,168.43

unknown

3. Total of the dollar amounts from Part 1, Column A, including the amounts from the Additional Page, if any.

\$2,847,077.59

Debtor Casabella Contracting of NY, Inc.
Name _____

Case number (if known) _____

Part 1: Additional Page

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

Column A	Column B
Amount of claim Do not deduct the value of collateral.	Value of collateral that supports this claim

2.2 Creditor's name <u>Deere Credit, Inc.</u> Creditor's mailing address <u>Attn: President</u> <u>6400 NW 86th Street, PO BOX 6600</u> <u>Johnston, IA 50131</u> Creditor's email address, if known _____ Date debt was incurred _____ Last 4 digits of account number _____ Do multiple creditors have an interest in the same property? <input checked="" type="checkbox"/> No. <input type="checkbox"/> Yes. Have you already specified the relative priority?	Describe debtor's property that is subject to a lien Describe the lien <u>UCC 1 Financing Statement</u> Is the creditor an insider or related party? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Is anyone else liable on this claim? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Fill out <i>Schedule H: Codebtors</i> (Official Form 206H). As of the petition filing date, the claim is: Check all that apply. <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed	_____ unknown	_____ unknown
Remarks: Construction Vehicle / Equipment			

2.3 Creditor's name <u>Hudson Insurance Company, a Delaware Corporation</u> Creditor's mailing address <u>100 William Street 5th Floor</u> <u>New York, NY 10004</u> Creditor's email address, if known _____ Date debt was incurred _____ Last 4 digits of account number _____ Do multiple creditors have an interest in the same property? <input checked="" type="checkbox"/> No. <input type="checkbox"/> Yes. Have you already specified the relative priority?	Describe debtor's property that is subject to a lien Describe the lien <u>Bonding and Indemnity Agreement</u> Is the creditor an insider or related party? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Is anyone else liable on this claim? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes. Fill out <i>Schedule H: Codebtors</i> (Official Form 206H). As of the petition filing date, the claim is: Check all that apply. <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed	\$2,000,000.00	_____ unknown
Remarks: Cross-collateralized			

Debtor Casabella Contracting of NY, Inc.
 Name _____

Case number (if known) _____

Part 1: Additional Page

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

Column A

Amount of claim
 Do not deduct the value of collateral.

Column B

Value of collateral that supports this claim

2.4

Creditor's name

Jim Reed's Leasing, Inc.

Describe debtor's property that is subject to a lien

unknown

unknown

Creditor's mailing address

Attn: President

5742 Albany Post Road

Cortlandt Manor, NY 10567

Describe the lien

UCC 1 Financing Statement

Is the creditor an insider or related party?

☒ No

☐ Yes.

Is anyone else liable on this claim?

☒ No

☐ Yes. Fill out *Schedule H: Codebtors* (Official Form 206H).

Creditor's email address, if known

Date debt was incurred _____

Last 4 digits of account number _____

Do multiple creditors have an interest in the same property?

☒ No.

☐ Yes. Have you already specified the relative priority?

As of the petition filing date, the claim is:

Check all that apply.

☐ Contingent

☐ Unliquidated

☒ Disputed

Remarks: Construction Vehicles / Equipment

2.5

Creditor's name

John Deere Construction & Forestry Company

Describe debtor's property that is subject to a lien

unknown

unknown

Creditor's mailing address

Attn: President

6400 NW 86th Street, PO BOX 6600

Johnston, IA 50131-6630

Describe the lien

UCC 1 Financing Statement (Construction Equipment)

Is the creditor an insider or related party?

☒ No

☐ Yes.

Is anyone else liable on this claim?

☒ No

☐ Yes. Fill out *Schedule H: Codebtors* (Official Form 206H).

Creditor's email address, if known

Date debt was incurred _____

Last 4 digits of account number _____

Do multiple creditors have an interest in the same property?

☒ No.

☐ Yes. Have you already specified the relative priority?

As of the petition filing date, the claim is:

Check all that apply.

☐ Contingent

☐ Unliquidated

☒ Disputed

Debtor Casabella Contracting of NY, Inc.
Name

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

Amount of claim
Do not deduct the
value of collateral.

Value of collateral that supports this claim

☒ Disputed

Debtor Casabella Contracting of NY, Inc.
Name

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

Amount of claim
Do not deduct the value of collateral.

Value of collateral that supports this claim

unknown

☒ Disputed

Debtor Casabella Contracting of NY, Inc.
Name _____

Case number (if known) _____

Part 2: List Others to Be Notified for a Debt Already Listed in Part 1

List in alphabetical order any others who must be notified for a debt already listed in Part 1. Examples of entities that may be listed are collection agencies, assignees of claims listed above, and attorneys for secured creditors.

If no others need to be notified for the debts listed in Part 1, do not fill out or submit this page. If additional pages are needed, copy this page.

Name and address	On which line in Part 1 did you enter the related creditor?	Last 4 digits of account number for this entity
<u>Duane Morris LLP</u> <u>Attn: Jose A. Aquino, Esq.</u> <u>1540 Broadway</u> <u>New York, NY 10036</u>	Line <u>2.1</u>	<u> </u> <u> </u> <u> </u> <u> </u>
<u>Chiesa Shahnian & Giantomasi PC</u> <u>Attn: Adam P. Friedman, Esq.</u> <u>11 Times Square, 31st Floor</u> <u>New York, NY 10036</u>	Line <u>2.3</u>	<u> </u> <u> </u> <u> </u> <u> </u>
<u>The Catalina Law Firm</u> <u>Attn: Andrea N. Catalina, Esq.</u> <u>1013 Brown Street</u> <u>Peekskill, NY 10566</u>	Line <u>2.6</u>	<u> </u> <u> </u> <u> </u> <u> </u>
<u>Barclay Damon LLP</u> <u>Attn: Christopher A. Cardillo, Esq.</u> <u>9276 Main Street Suite 3</u> <u>Clarence, NY 14031</u>	Line <u>2.7</u>	<u> </u> <u> </u> <u> </u> <u> </u>
<u>Windels, Marx, Lane & Mittendorf, LLC</u> <u>Attn: James M. Sullivan, Esq.</u> <u>156 West 56th Street</u> <u>New York, NY 10019</u>	Line <u>2.9</u>	<u> </u> <u> </u> <u> </u> <u> </u>

Fill in this information to identify the case:

Debtor name Casabella Contracting of NY, Inc.

United States Bankruptcy Court for the:

Southern District of New York

Case number (if known): _____

☐ Check if this is an amended filing

Official Form 206E/F

Schedule E/F: Creditors Who Have Unsecured Claims

12/15

Be as complete and accurate as possible. Use Part 1 for creditors with PRIORITY unsecured claims and Part 2 for creditors with NONPRIORITY unsecured claims. List the other party to any executory contracts or unexpired leases that could result in a claim. Also list executory contracts on *Schedule A/B: Assets - Real and Personal Property* (Official Form 206A/B) and on *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G). Number the entries in Parts 1 and 2 in the boxes on the left. If more space is needed for Part 1 or Part 2, fill out and attach the Additional Page of that Part included in this form.

Part 1: List All Creditors with PRIORITY Unsecured Claims

1. Do any creditors have priority unsecured claims? (See 11 U.S.C. § 507)

☐ No. Go to Part 2.

☒ Yes. Go to line 2.

2. List in alphabetical order all creditors who have unsecured claims that are entitled to priority in whole or in part. If the debtor has more than 3 creditors with priority unsecured claims, fill out and attach the Additional Page of Part 1.

2.1 Priority creditor's name and mailing address

Local No. 46 Metallic Lathers Union

Attn: President

1322 Third Avenue

New York, NY 10021

Date or dates debt was incurred

Last 4 digits of account
number

Specify Code subsection of PRIORITY unsecured
claim: 11 U.S.C. § 507(a) (5)

As of the petition filing date, the claim is:

Check all that apply.

☐ Contingent

☐ Unliquidated

☒ Disputed

Basis for the Claim:

ERISA Benefits

Is the claim subject to offset?

☒ No

☐ Yes

Total claim

\$53,966.26

Priority amount

\$53,966.26

2.2 Priority creditor's name and mailing address

Date or dates debt was incurred

Last 4 digits of account
number

Specify Code subsection of PRIORITY unsecured
claim: 11 U.S.C. § 507(a)

As of the petition filing date, the claim is:

Check all that apply.

☐ Contingent

☐ Unliquidated

☐ Disputed

Basis for the claim:

Is the claim subject to offset?

☐ No

☐ Yes

Debtor Casabella Contracting of NY, Inc. Case number (if known) _____
Name

Part 2: List All Creditors with NONPRIORITY Unsecured Claims

3. List in alphabetical order all of the creditors with nonpriority unsecured claims. If the debtor has more than 6 creditors with nonpriority unsecured claims, fill out and attach the Additional Page of Part 2.

		Amount of claim
3.1	<p>Nonpriority creditor's name and mailing address <u>Board of Trustees of the Westchester Putnam Counties Heavy & Highway Laborers Local No. 60 Pension Fund, Welfare Fund, Annuity Fund, Apprentice and Training Fund, the New York State Laborers Employers</u> <u>Attn: President</u> <u>140 Broadway</u> <u>Hawthorne, NY 10532</u></p> <p>Date or dates debt was incurred _____ Last 4 digits of account number _____</p>	<p>As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed</p> <p>Basis for the claim: <u>ERISA Benefits</u></p> <p>Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes</p> <p><u>\$130,786.43</u></p>
3.2	<p>Nonpriority creditor's name and mailing address <u>Capitol Supply Construction Products, LLC</u> <u>Attn: President</u> <u>149 Old Turnpike Road</u> <u>Wayne, NJ 07470</u></p> <p>Date or dates debt was incurred _____ Last 4 digits of account number _____</p>	<p>As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed</p> <p>Basis for the claim: <u>Breach of Contract</u></p> <p>Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes</p> <p><u>\$47,392.56</u></p>
3.3	<p>Nonpriority creditor's name and mailing address <u>Custom Exteriors Systems, Inc.</u> <u>12 Orange Turnpike</u> <u>Sloatsburg, NY 10974</u></p> <p>Date or dates debt was incurred _____ Last 4 digits of account number _____</p>	<p>As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed</p> <p>Basis for the claim: <u>Breach of Contract</u></p> <p>Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes</p> <p><u>\$48,925.02</u></p>
3.4	<p>Nonpriority creditor's name and mailing address <u>Jersen Construction Group, LLC</u> <u>6 Industry Drive</u> <u>Waterford, NY 12188</u></p> <p>Date or dates debt was incurred _____ Last 4 digits of account number _____</p>	<p>As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed</p> <p>Basis for the claim: <u>Lien Law Trust Beneficiaries</u></p> <p>Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes</p> <p><u>\$13,275.88</u></p>
3.5	<p>Nonpriority creditor's name and mailing address <u>Laborers Local Union 754 / Laborers Local 754 Welfare Fund, Pension Fund</u> <u>Attn: Stephen Reich, Business Manager</u> <u>215 Old Nyack Turnpike</u> <u>Spring Valley, NY 10977</u></p> <p>Date or dates debt was incurred _____ Last 4 digits of account number _____</p>	<p>As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed</p> <p>Basis for the claim: <u>E.R.I.S.A.: Employee Retirement</u></p> <p>Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes</p> <p><u>\$156,017.80</u></p>

Debtor Casabella Contracting of NY, Inc. Case number (if known) _____
Name

Part 2: Additional Page

3.6	Nonpriority creditor's name and mailing address <u>LMD Hauling, LLC</u> <u>Attn: President</u> <u>382 Old Hopewell Road</u> <u>Wappingers Falls, NY 12590-4315</u> Date or dates debt was incurred _____ Last 4 digits of account number ____	As of the petition filing date, the claim is: <u>\$233,606.90</u> <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed Basis for the claim: <u>ERISA Benefits</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
3.7	Nonpriority creditor's name and mailing address <u>Marjam Supply Company</u> <u>Attn: President</u> <u>885 Conklin Street</u> <u>Farmingdale, NY 11735</u> Date or dates debt was incurred _____ Last 4 digits of account number ____	As of the petition filing date, the claim is: <u>\$11,124.95</u> <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed Basis for the claim: <u>Breach of Contract</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
3.8	Nonpriority creditor's name and mailing address <u>Thalle Industries, Inc.</u> <u>Attn: President</u> <u>51 NY-100</u> <u>Briarcliff Manor, NY 10510</u> Date or dates debt was incurred _____ Last 4 digits of account number ____	As of the petition filing date, the claim is: <u>\$76,853.33</u> <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed Basis for the claim: <u>Breach of Contract</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
3.9	Nonpriority creditor's name and mailing address <u>The Sherwin-Williams Company</u> <u>851 Ridge Road East</u> <u>Rochester, NY 14622</u> Date or dates debt was incurred _____ Last 4 digits of account number ____	As of the petition filing date, the claim is: <u>\$6,345.98</u> <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed Basis for the claim: <u>Breach of Contract</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
3.10	Nonpriority creditor's name and mailing address <u>Trustees of the District Council No. 9 Painting Industry Insurance Fund</u> <u>595 West Hartsdale Avenue</u> <u>White Plains, NY 10607</u> Date or dates debt was incurred _____ Last 4 digits of account number ____	As of the petition filing date, the claim is: <u>\$35,632.78</u> <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed Basis for the claim: <u>ERISA Benefits</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes

Debtor Casabella Contracting of NY, Inc.
Name

Case number (if known) _____

Part 2: Additional Page

3.11	Nonpriority creditor's name and mailing address <u>Trustees of the Local 806 Structural Steel and Bridge Painters of Greater New York Employee Trust Funds</u> <u>Attn: President</u> <u>595 West Hartsdale Avenue</u> <u>White Plains, NY 10607</u> <u>Date or dates debt was incurred</u> _____ <u>Last 4 digits of account number</u> _ _ _ _	As of the petition filing date, the claim is: <u>\$14,242.91</u> <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed Basis for the claim: _____ Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
3.12	Nonpriority creditor's name and mailing address <u>Trustees of the Operating Engineers Local 137, 137A, 137B, 137C & 13R Annuity, Pension, Welfare and Apprenticeship Skill Improvement & Safety Funds of the International Union of Operating Engineers</u> <u>Attn: President</u> <u>1360 Pleasantville Road</u> <u>Briarcliff Manor, NY 10510</u> <u>Date or dates debt was incurred</u> _____ <u>Last 4 digits of account number</u> _ _ _ _	As of the petition filing date, the claim is: <u>\$184,205.40</u> <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed Basis for the claim: <u>ERISA Benefits</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
3.13	Nonpriority creditor's name and mailing address <u>Yaboo Fence Co., Inc.</u> <u>Attn: President</u> <u>95 W Nyack Way</u> <u>West Nyack, NY 10994</u> <u>Date or dates debt was incurred</u> _____ <u>Last 4 digits of account number</u> _ _ _ _	As of the petition filing date, the claim is: <u>\$183,297.50</u> <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed Basis for the claim: <u>Breach of Contract</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes

Debtor Casabella Contracting of NY, Inc. Case number (if known) _____
 Name

Part 3: List Others to Be Notified About Unsecured Claims

4. List in alphabetical order any others who must be notified for claims listed in Parts 1 and 2. Examples of entities that may be listed are collection agencies, assignees of claims listed above, and attorneys for unsecured creditors.

If no others need to be notified for the debts listed in Parts 1 and 2, do not fill out or submit this page. If additional pages are needed, copy the next page.

	Name and mailing address	On which line in Part 1 or Part 2 is the related creditor (if any) listed?	Last 4 digits of account number, if any
4.1	<u>Barnes, Iaccarino & Shepherd, LLP</u> <u>Attn: Dana L. Henke, Esq.</u> <u>258 Saw Mill River Road</u> <u>Elmsford, NY 10523</u>	Line <u>3.10</u> <input type="checkbox"/> Not listed. Explain _____	____
4.2	<u>Barnes, Iaccarino & Shepherd, LLP</u> <u>Attn: Dana L. Henke, Esq.</u> <u>258 Saw Mill River Road</u> <u>Elmsford, NY 10523</u>	Line <u>3.11</u> <input type="checkbox"/> Not listed. Explain _____	____
4.3	<u>Barnes, Iaccarino & Shepherd, LLP</u> <u>Attn: Dana L. Henke, Esq.</u> <u>258 Saw Mill River Road</u> <u>Elmsford, NY 10523</u>	Line <u>3.12</u> <input type="checkbox"/> Not listed. Explain _____	____
4.4	<u>Barnes, Iaccarino & Shepherd, LLP</u> <u>Attn: Dana L. Henke, Esq.</u> <u>258 Saw Mill River Road</u> <u>Elmsford, NY 10523</u>	Line <u>3.1</u> <input type="checkbox"/> Not listed. Explain _____	____
4.5	<u>Holm & O'Hara LLP</u> <u>Attn: Katherine M. Morgan, Esq.</u> <u>3 West 35th Street 9th Floor</u> <u>New York, NY 10001</u>	Line <u>3.5</u> <input type="checkbox"/> Not listed. Explain _____	____
4.6	<u>Lewis & Greer, P.C.</u> <u>Attn: J. Scott Greer, Esq.</u> <u>510 Haight Avenue Suite 202</u> <u>Poughkeepsie, NY 12603</u>	Line <u>3.6</u> <input type="checkbox"/> Not listed. Explain _____	____
4.7	<u>Marshall M. Stern, P.C.</u> <u>Attn: Marshall M. Stern, Esq.</u> <u>17 Cardiff Court</u> <u>Huntington Station, NY 11746</u>	Line <u>3.2</u> <input type="checkbox"/> Not listed. Explain _____	____

Debtor Casabella Contracting of NY, Inc. Case number (if known) _____
Name

Part 3: Additional Page

4.8	<u>Mastropietro Law Group, LLC</u> <u>Attn: John P. Mastropietro, Esq.</u> <u>63 Franklin Street</u> <u>Saratoga Springs, NY 12866</u>	Line <u>3.4</u> <input type="checkbox"/> Not listed. Explain _____
4.9	<u>Michael J. Lombardi, Esq.</u> <u>Attn: Michael J. Lombardi, Esq.</u> <u>81 Main Street Street Suite 205</u> <u>White Plains, NY 10601</u>	Line <u>3.8</u> <input type="checkbox"/> Not listed. Explain _____
4.10	<u>PIRRELLO, PERSONTE & FEDER PLLC</u> <u>Attn: Steven E. Feder, Esq.</u> <u>1800 Ridge Road East</u> <u>Rochester, NY 14622</u>	Line <u>3.9</u> <input type="checkbox"/> Not listed. Explain _____
4.11	<u>Tesser & Cohen</u> <u>Attn: Danielle E. Cohen, Esq.</u> <u>946 Main Street</u> <u>Hackensack, NJ 07601</u>	Line <u>3.7</u> <input type="checkbox"/> Not listed. Explain _____
4.12	<u>Welby, Brady & Greenblatt, LLP</u> <u>Giovanni Care, Esq.</u> <u>11 Martine Avenue 15th Floor</u> <u>White Plains, NY 10606</u>	Line <u>3.13</u> <input type="checkbox"/> Not listed. Explain _____
4.13	<u>Zisholtz & Zisholtz, LLP</u> <u>Attn: Stuart S. Zisholtz, Esq.</u> <u>200 Garden City Plaza Suite 408</u> <u>Garden City, NY 11530</u>	Line <u>3.3</u> <input type="checkbox"/> Not listed. Explain _____

Debtor Casabella Contracting of NY, Inc. Case number (if known) _____
Name

Part 4: Total Amounts of the Priority and Nonpriority Unsecured Claims

5. Add the amounts of priority and nonpriority unsecured claims.

		Total of claim amounts
5a. Total claims from Part 1	5a.	\$53,966.26
5b. Total claims from Part 2	5b. +	\$1,141,707.44
5c. Total of Parts 1 and 2 Lines 5a + 5b = 5c.	5c.	\$1,195,673.70

Fill in this information to identify the case:

Debtor name Casabella Contracting of NY, Inc.

United States Bankruptcy Court for the:

Southern District of New York

Case number (if known): _____ Chapter 11

☐ Check if this is an amended filing

Official Form 206G

Schedule G: Executory Contracts and Unexpired Leases

12/15

Be as complete and accurate as possible. If more space is needed, copy and attach the additional page, numbering the entries consecutively.

1. Does the debtor have any executory contracts or unexpired leases?

☐ No. Check this box and file this form with the court with the debtor's other schedules. There is nothing else to report on this form.

☒ Yes. Fill in all of the information below even if the contracts or leases are listed on *Schedule A/B: Assets - Real and Personal Property* (Official Form 206A/B).

2. List all contracts and unexpired leases

State the name and mailing address for all other parties with whom the debtor has an executory contract or unexpired lease

2.1	State what the contract or lease is for and the nature of the debtor's interest	<u>Commercial Motor Vehicle Lease</u>	<u>Koski Trucking, Inc.</u>
	State the term remaining	<u>0 months</u>	<u>Attn: President</u>
	List the contract number of any government contract		<u>2005 Maple Avenue</u>
			<u>Cortlandt Manor, NY 10567</u>
2.2	State what the contract or lease is for and the nature of the debtor's interest		
	State the term remaining		
	List the contract number of any government contract		
2.3	State what the contract or lease is for and the nature of the debtor's interest		
	State the term remaining		
	List the contract number of any government contract		
2.4	State what the contract or lease is for and the nature of the debtor's interest		
	State the term remaining		
	List the contract number of any government contract		

Fill in this information to identify the case:

Debtor name Casabella Contracting of NY, Inc.

United States Bankruptcy Court for the:
Southern District of New York

Case number (if known): _____

☐ Check if this is an amended filing

Official Form 206H

Schedule H: Codebtors

12/15

Be as complete and accurate as possible. If more space is needed, copy the Additional Page, numbering the entries consecutively. Attach the Additional Page to this page.

1. Does the debtor have any codebtors?

☐ No. Check this box and submit this form to the court with the debtor's other schedules. Nothing else needs to be reported on this form.

☒ Yes

2. In Column 1, list as codebtors all of the people or entities who are also liable for any debts listed by the debtor in the schedules of creditors, **Schedules D-G**. Include all guarantors and co-obligors. In Column 2, identify the creditor to whom the debt is owed and each schedule on which the creditor is listed. If the codebtor is liable on a debt to more than one creditor, list each creditor separately in Column 2.

Column 1: Codebtor

Column 2: Creditor

Name

Mailing Address

Name

Check all schedules that apply:

2.1 2111 Albany Post Road.
Corp.

182 Lindsey Ave.
 Street

Buchanan, NY 10511

City State ZIP Code

Hudson Insurance Company, a
Delaware Corporation

☒ D

☐ E/F

☐ G

2.2 Casabella Landscaping,
Inc.

1022 Lower South Street Suite 4
 Street

Attn: President

Peekskill, NY 10566

City State ZIP Code

Koski Trucking, Inc.

☒ D

☐ E/F

☐ G

2.3 Lindsey Real Estate Corp.

182 Lindsey Ave.
 Street

Croton On Hudson, NY 10520

City State ZIP Code

Hudson Insurance Company, a
Delaware Corporation

☒ D

☐ E/F

☐ G

2.4 Pignataro, Frank

109 Watch Hill Road
 Street

Cortlandt Manor, NY 10567

City State ZIP Code

Hudson Insurance Company, a
Delaware Corporation

☒ D

☐ E/F

☐ G

Trustees of the District Council
No. 9 Painting Industry
Insurance Fund

☐ D

☒ E/F

☐ G

LMD Hauling, LLC

☐ D

☒ E/F

☐ G

Debtor Casabella Contracting of NY, Inc.
Name

Case number (if known) _____

Additional Page if Debtor Has More Codebtors

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

Column 1: Codebtor

Column 2: Creditor

Name

Mailing Address

Name

Check all schedules
that apply:

Trustees of the Operating ☐ D

Engineers Local 137, 137A,
137B, 137C & 13R Annuity,
Pension, Welfare and ☒ E/F

Apprenticeship Skill
Improvement & Safety Funds ☐ G

Board of Trustees of the ☐ D

Operating Engineers ☒ E/F

Heavy & Highway Laborers
Local No. 60 Pension Fund, ☐ G

Welfare Fund, Annuity Fund,
Apprentice and Training Fund, ☐ D

the New York State Group ☒ E/F

Employers ☐ G

2.5 Pignataro, Frank

31 Hunt Avenue
Street

Montrose, NY 10548

City

State

ZIP Code

Hudson Insurance Company, a ☒ D

Delaware Corporation ☐ E/F

Trustees of the District Council ☐ D

No. 9 Painting Industry
Insurance Fund ☒ E/F

LMD Hauling, LLC ☐ D

the New York State Group ☒ E/F

Employers ☐ G

Trustees of the Operating ☐ D

Engineers Local 137, 137A,
137B, 137C & 13R Annuity,
Pension, Welfare and ☒ E/F

Apprenticeship Skill
Improvement & Safety Funds ☐ G

Board of Trustees of the ☐ D

Operating Engineers ☒ E/F

Heavy & Highway Laborers
Local No. 60 Pension Fund, ☐ G

Welfare Fund, Annuity Fund,
Apprentice and Training Fund, ☐ D

the New York State Group ☒ E/F

Employers ☐ G

Debtor Casabella Contracting of NY, Inc.
Name

Case number (if known) _____

Additional Page if Debtor Has More Codebtors

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

Column 1: Codebtor

Column 2: Creditor

Name	Mailing Address	Name	Check all schedules that apply:
2.6 <u>Pignataro, Laura Marcela</u>	<u>182 Lindsay Avenue</u> Street <u>Buchanan, NY 10511</u> City State ZIP Code	<u>Hudson Insurance Company, a Delaware Corporation</u>	<input checked="" type="checkbox"/> D <input type="checkbox"/> E/F <input type="checkbox"/> G
		<u>Orange Bank & Trust Company</u>	<input checked="" type="checkbox"/> D <input type="checkbox"/> E/F <input type="checkbox"/> G
		<u>Yaboo Fence Co., Inc.</u>	<input type="checkbox"/> D <input checked="" type="checkbox"/> E/F <input type="checkbox"/> G
		<u>TruFund Financial Services, Inc.</u>	<input checked="" type="checkbox"/> D <input type="checkbox"/> E/F <input type="checkbox"/> G
		<u>Trustees of the District Council No. 9 Painting Industry Insurance Fund</u>	<input type="checkbox"/> D <input checked="" type="checkbox"/> E/F <input type="checkbox"/> G
		<u>Oldcastle Infrastructure, Inc.</u>	<input checked="" type="checkbox"/> D <input type="checkbox"/> E/F <input type="checkbox"/> G
		<u>LMD Hauling, LLC</u>	<input type="checkbox"/> D <input checked="" type="checkbox"/> E/F <input type="checkbox"/> G
		<u>Trustees of the Operating Engineers Local 137, 137A, 137B, 137C & 13R Annuity, Pension, Welfare and Apprenticeship Skill Improvement & Safety Funds</u>	<input type="checkbox"/> D <input checked="" type="checkbox"/> E/F <input type="checkbox"/> G
		<u>Board of Trustees of the Operating Engineers Local No. 60 Pension Fund, Welfare Fund, Annuity Fund, Apprentice and Training Fund, the New York State Laborers Employers</u>	<input type="checkbox"/> D <input checked="" type="checkbox"/> E/F <input type="checkbox"/> G

Debtor Casabella Contracting of NY, Inc. Case number (if known) _____
Name

Additional Page if Debtor Has More Codebtors

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

Column 1: Codebtor		Column 2: Creditor	
Name	Mailing Address	Name	Check all schedules that apply:

Fill in this information to identify the case:

Debtor name Casabella Contracting of NY, Inc.

United States Bankruptcy Court for the:
Southern District of New York

Case number (if known): _____

☐ Check if this is an amended filing

Official Form 207

Statement of Financial Affairs for Non-Individuals Filing for Bankruptcy 04/22

The debtor must answer every question. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known).

Part 1: Income

1. Gross revenue from business

☐ None

Identify the beginning and ending dates of the debtor's fiscal year, which may be a calendar year

Sources of revenue

Check all that apply

Gross revenue

(before deductions and exclusions)

From the beginning of the fiscal year to filing date:

From 01/01/2022 to Filing date
MM/ DD/ YYYY

☐ Operating a business

☐ Other _____

For prior year:

From 01/01/2021 to 12/31/2021
MM/ DD/ YYYY MM/ DD/ YYYY

☒ Operating a business

☐ Other _____

12,671,528 (Estimated)

\$0.00

For the year before that:

From 01/01/2020 to 12/31/2020
MM/ DD/ YYYY MM/ DD/ YYYY

☐ Operating a business

☐ Other _____

2. Non-business revenue

Include revenue regardless of whether that revenue is taxable. *Non-business income* may include interest, dividends, money collected from lawsuits, and royalties. List each source and the gross revenue for each separately. Do not include revenue listed in line 1.

☒ None

Description of sources of revenue

Gross revenue from each source

(before deductions and exclusions)

From the beginning of the fiscal year to filing date:

From 01/01/2022 to Filing date
MM/ DD/ YYYY

For prior year:

From 01/01/2021 to 12/31/2021
MM/ DD/ YYYY MM/ DD/ YYYY

For the year before that:

From 01/01/2020 to 12/31/2020
MM/ DD/ YYYY MM/ DD/ YYYY

Part 2: List Certain Transfers Made Before Filing for Bankruptcy

3. Certain payments or transfers to creditors within 90 days before filing this case

List payments or transfers—including expense reimbursements—to any creditor, other than regular employee compensation, within 90 days before filing this case unless the aggregate value of all property transferred to that creditor is less than \$7,575. (This amount may be adjusted on 4/01/25 and every 3 years after that with respect to cases filed on or after the date of adjustment.)

☒ None

Creditor's name and address	Dates	Total amount or value	Reasons for payment or transfer <i>Check all that apply</i>
<div>Creditor's name</div> <div>Street</div> <div>City State ZIP Code</div>	<div></div> <div></div> <div></div>	<div></div>	<div><input type="checkbox"/> Secured debt</div> <div><input type="checkbox"/> Unsecured loan repayments</div> <div><input type="checkbox"/> Suppliers or vendors</div> <div><input type="checkbox"/> Services</div> <div><input type="checkbox"/> Other _____</div>

4. Payments or other transfers of property made within 1 year before filing this case that benefited any insider

List payments or transfers, including expense reimbursements, made within 1 year before filing this case on debts owed to an insider or guaranteed or co-signed by an insider unless the aggregate value of all property transferred to or for the benefit of the insider is less than \$7,575. (This amount may be adjusted on 4/01/25 and every 3 years after that with respect to cases filed on or after the date of adjustment.) Do not include any payments listed in line 3. *Insiders* include officers, directors, and anyone in control of a corporate debtor and their relatives; general partners of a partnership debtor and their relatives; affiliates of the debtor and insiders of such affiliates; and any managing agent of the debtor. 11 U.S.C. § 101(31).

☐ None

Insider's name and address	Dates	Total amount or value	Reasons for payment or transfer
<u>Pignataro, Frank</u> Creditor's name <u>31 Hunt Avenue</u> Street <u>Montrose, NY 10548</u> City State ZIP Code		\$0.00	<u>Compensation for Receivership Unknown Paid</u> \$2,000.00 per week.
Relationship to debtor <u>Receiver</u>			
<u>Pignataro, Laura Marcela</u> Creditor's name <u>182 Lindsay Avenue</u> Street <u>Buchanan, NY 10511</u> City State ZIP Code		\$0.00	<u>Wages and Salary Received a weekly salary of</u> \$2,000.00 from April 2021 to July 2021
Relationship to debtor <u>President</u>			

5. Repossessions, foreclosures, and returns

List all property of the debtor that was obtained by a creditor within 1 year before filing this case, including property repossessed by a creditor, sold at a foreclosure sale, transferred by a deed in lieu of foreclosure, or returned to the seller. Do not include property listed in line 6.

☒ None

Creditor's name and address	Description of the property	Date	Value of property
<div>Creditor's name</div> <div>Street</div> <div></div> <div> <div>City</div> <div>State</div> <div>ZIP Code</div> </div>			

6. Setoffs

List any creditor, including a bank or financial institution, that within 90 days before filing this case set off or otherwise took anything from an account of the debtor without permission or refused to make a payment at the debtor's direction from an account of the debtor because the debtor owed a debt.

☒ None

Creditor's name and address	Description of the action creditor took	Date action was taken	Amount
<div>Creditor's name</div> <div>Street</div> <div> <div>City</div> <div>State</div> <div>ZIP Code</div> </div>	<div>XXXX-__ __ __ __</div>		

Part 3: Legal Actions or Assignments

7. Legal actions, administrative proceedings, court actions, executions, attachments, or governmental audits

List the legal actions, proceedings, investigations, arbitrations, mediations, and audits by federal or state agencies in which the debtor was involved in any capacity—within 1 year before filing this case.

☐ None

7.1.	Case title	Nature of case	Court or agency's name and address	Status of case
	<u>Belway Electrical Contracting Corp. v. Casabella Contracting of NY, Inc. et al</u>	<u>Commercial Contract Breach of Contract Judgment</u>	<u>Supreme Court State of New York, County of Westchester</u> Name <u>111 Dr. Martin Luther King Jr. Blvd.</u> Street <u>Attn: Clerk's Office</u>	<input type="checkbox"/> Pending <input type="checkbox"/> On appeal <input checked="" type="checkbox"/> Concluded
	Case number		<u>White Plains, NY 10601</u> CityStateZIP Code	
	<u>Index No. 64907/2021</u>			

7.3.	<div>Case title</div> <div>THE SHERWIN-WILLIAMS COMPANY v. CASABELLA CONTRACTING OF NY, INC.</div> <div>Case number</div> <div>Index No. E2022001050</div>	<div>Nature of case</div> <div>Breach of Contract</div>	<div>Court or agency's name and address</div> <div>Supreme Court, State of New York, County of Monroe Name 99 Exchange Blvd. Room 545 Street</div> <div>Rochester, NY 14614 City State ZIP Code</div>	<div>Status of case</div> <div><input checked="" type="checkbox"/> Pending</div> <div><input type="checkbox"/> On appeal</div> <div><input type="checkbox"/> Concluded</div>
7.4.	<div>Case title</div> <div>Belway Electrical Contracting Corp. v. Casabella Contracting of NY, Inc. et al</div> <div>Case number</div> <div>Index No. 65434/2021</div>	<div>Nature of case</div> <div>Petition for books and records of Casabella for Lein Law Trust</div>	<div>Court or agency's name and address</div> <div>Supreme Court State of New York. County of Westchester Name 111 Dr. Martin Luther King Jr. Blvd. Street Attn: Clerk's Office</div> <div>White Plains, NY 10601 City State ZIP Code</div>	<div>Status of case</div> <div><input checked="" type="checkbox"/> Pending</div> <div><input type="checkbox"/> On appeal</div> <div><input type="checkbox"/> Concluded</div>
7.5.	<div>Case title</div> <div>TruFund Financial Services, Inc. v. Casabella Contracting of NY, Inc. et al</div> <div>Case number</div> <div>Index No. 651254/2022</div>	<div>Nature of case</div> <div>Commercial - Other (Enforcement of Guaranty)</div>	<div>Court or agency's name and address</div> <div>Supreme Court of the State of New York, County of New York Name 71 Thomas Street Street</div> <div>New York, NY 10007 City State ZIP Code</div>	<div>Status of case</div> <div><input checked="" type="checkbox"/> Pending</div> <div><input type="checkbox"/> On appeal</div> <div><input type="checkbox"/> Concluded</div>
7.6.	<div>Case title</div> <div>Thalle Industries, Inc. v. Casabella Contracting of New York, Inc.</div> <div>Case number</div> <div>Index No. 67065/2021</div>	<div>Nature of case</div> <div>Commercial Contract</div>	<div>Court or agency's name and address</div> <div>Supreme Court State of New York. County of Westchester Name 111 Dr. Martin Luther King Jr. Blvd. Street Attn: Clerk's Office</div> <div>White Plains, NY 10601 City State ZIP Code</div>	<div>Status of case</div> <div><input checked="" type="checkbox"/> Pending</div> <div><input type="checkbox"/> On appeal</div> <div><input type="checkbox"/> Concluded</div>
7.7.	<div>Case title</div> <div>LMD Hauling, LLC v. Casabella Contracting of NY Inc. et al</div> <div>Case number</div> <div>Index No. 2022-50074</div>	<div>Nature of case</div> <div>Commercial Contract</div>	<div>Court or agency's name and address</div> <div>Supreme Court, State of New York, County of Dutchess Name 10 Market Street Street</div> <div>Poughkeepsie, NY 12601 City State ZIP Code</div>	<div>Status of case</div> <div><input checked="" type="checkbox"/> Pending</div> <div><input type="checkbox"/> On appeal</div> <div><input type="checkbox"/> Concluded</div>
7.8.	<div>Case title</div> <div>Erection & Welding Contractors, LLC v. Casabella Contracting of NY, Inc. et al</div> <div>Case number</div> <div>Index No. 57965/2019</div>	<div>Nature of case</div> <div>Other Real Property - Foreclosure on Mechanic's Lien</div>	<div>Court or agency's name and address</div> <div>Supreme Court State of New York, County of Westchester Name 111 Dr. Martin Luther King Jr. Blvd. Street Attn: Clerk's Office</div> <div>White Plains, NY 10601 City State ZIP Code</div>	<div>Status of case</div> <div><input checked="" type="checkbox"/> Pending</div> <div><input type="checkbox"/> On appeal</div> <div><input type="checkbox"/> Concluded</div>

7.9.

Case title	Nature of case	Court or agency's name and address	Status of case
<u>Custom Exterior Systems, Inc. et al v. Casabella Contracting of NY, Inc. et al</u>	<u>Commercial - Contract</u>	<u>Supreme Court State of New York, County of Westchester</u> Name <u>111 Dr. Martin Luther King Jr. Blvd.</u> Street <u>Attn: Clerk's Office</u>	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
Case number			
<u>Index No. 62635/2021</u>		<u>White Plains, NY 10601</u> CityStateZIP Code	

7.10.

Case title	Nature of case	Court or agency's name and address	Status of case
<u>Capital Supply Construction Products LLC v. Casabella Contracting of NY, Inc. et al</u>	<u>Commercial - Contract Mechanic's Lein</u>	<u>Supreme Court State of New York, County of Westchester</u> Name <u>111 Dr. Martin Luther King Jr. Blvd.</u> Street <u>Attn: Clerk's Office</u>	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
Case number			
<u>Index No. 55574/2022</u>		<u>White Plains, NY 10601</u> CityStateZIP Code	

7.11.

Case title	Nature of case	Court or agency's name and address	Status of case
<u>Koski Trucking, Inc. v. Casabella Contracting of New York, Inc. et al</u>	<u>Commercial Contract</u>	<u>Supreme Court State of New York, County of Westchester</u> Name <u>111 Dr. Martin Luther King Jr. Blvd.</u> Street <u>Attn: Clerk's Office</u>	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
Case number			
<u>Index No. 66424/2021</u>		<u>White Plains, NY 10601</u> CityStateZIP Code	

7.12.

Case title	Nature of case	Court or agency's name and address	Status of case
<u>Oldcastle Infrastructure, Inc. v. Casabella Contracting of NY, Inc. et a</u>	<u>Breach of Contract</u>	<u>Supreme Court County of Orange</u> Name <u>285 Main Street</u> Street <u></u>	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
Case number			
<u>Index No. 814691/2021E</u>		<u>Goshen, NY 10924</u> CityStateZIP Code	

7.13.

Case title	Nature of case	Court or agency's name and address	Status of case
<u>Mariam Supply Company v. Casabella Contracting of NY, Inc. et al</u>	<u>Breach of Contract</u>	<u>New York Supreme Court, County of the Bronx</u> Name <u>851 Grand Concourse</u> Street <u></u>	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
Case number			
<u>Index No. 814691/2021E</u>		<u>Bronx, NY 10451</u> CityStateZIP Code	

7.14.

Case title	Nature of case	Court or agency's name and address	Status of case
<u>Laborers Local Union 754 & Local 754 Joint Benefits Funds V. Casabella Contracting/Frank Pignataro</u>	<u>E.R.I.S.A.: Employee Retirement</u>	<u>United States District Court, Southern District of New York</u> Name <u>300 Quarropas Street</u> Street <u></u>	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
Case number			
<u>Case No. 21-cv-09327 (KMK)</u>		<u>White Plains, NY 10601</u> CityStateZIP Code	

7.15.

Case title

Trustees of the District Council
No. 9 Painting Industry
Insurance Fund et al v.
Casabella Contracting of NY
Inc. et al

Case number

Case No. 21-cv-08285 (KMK)

Nature of case

E.R.I.S.A.: Civil Enforcement of
Employee Benefits

Court or agency's name and address

United States District Court, Southern District
of New York
Name
300 Quarropas Street
Street

White Plains, NY 10601
CityStateZIP Code

Status of case

☒ Pending
☐ On appeal
☐ Concluded

7.16.

Case title

Teamsters Local 456 Pension
V. Casabella Contracting/Frank
Pignataro

Case number

Case No. 21-cv-07311

Nature of case

E.R.I.S.A.: Civil Enforcement of
Employee Benefits

Court or agency's name and address

United States District Court, Southern District
of New York
Name
300 Quarropas Street
Street

White Plains, NY 10601
CityStateZIP Code

Status of case

☒ Pending
☐ On appeal
☐ Concluded

7.17.

Case title

LOCAL #46 METALLIC
LATHERS UNION AND
REINFORCING
IRONWORKERS OF NEW
YORK AND VICINITY OF THE
INTERNATIONAL
ASSOCIATION OF BRIDGE,
STRUCTURAL,
ORNAMENTAL AND
REINFORCING IRON
WORKERS et al v.
CASABELLA CONTRACTING
of NY, INC. et al

Case number

Index No. 601792/2022

Nature of case

Special Proceedings - CPLR
Article 75

Court or agency's name and address

Supreme Court of the State of New York,
County of Nassau
Name
100 Supreme Court Drive
Street

Mineola, NY 11501
CityStateZIP Code

Status of case

☒ Pending
☐ On appeal
☐ Concluded

7.18.

Case title

Trustees of the Local 806
Structural Steel...et al., V
Casabella...et al

Case number

21-cv-09249 (NSR)

Nature of case

ERISA

Court or agency's name and address

United States District Court, Southern District
of New York
Name
300 Quarropas Street
Street

White Plains, NY 10601
CityStateZIP Code

Status of case

☒ Pending
☐ On appeal
☐ Concluded

8. Assignments and receivership

List any property in the hands of an assignee for the benefit of creditors during the 120 days before filing this case and any property in the hands of a receiver, custodian, or other court-appointed officer within 1 year before filing this case.

☐ None

Name _____

~~Pg 48 of 63~~

Case number (if known)

3: Main Exhibit (if known) _____

Total amount or value

\$15,000.00

City	State	ZIP Code
------	-------	----------

Who made the payment, if not debtor?

Total amount or value

\$5,000.00

City _____ State _____ ZIP Code _____

Who made the payment, if not debtor?

Laura Marcela Pignataro

☒ None

Total amount or value

Trustee

13. Transfers not already listed on this statement

List any transfers of money or other property—by sale, trade, or any other means—made by the debtor or a person acting on behalf of the debtor within 2 years before the filing of this case to another person, other than property transferred in the ordinary course of business or financial affairs. Include both outright transfers and transfers made as security. Do not include gifts or transfers previously listed on this statement.

☐ None

Who received the transfer?	Description of property transferred or payments received or debts paid in exchange	Date transfer was made	Total amount or value
<u>Casabella Landscaping, Inc.</u> <div>Address</div> <u>1022 Lower South Street Suite 4</u> Street <u>Peekskill, NY 10566</u> City State ZIP Code	<u>Motor Vehicles, heavy machinery, construction equipment, and etc.</u>	<u>Unknown</u>	<u>(Unknown)</u>
<div>Relationship to debtor</div> <u>Owned by Receiver Frank Pignataro</u>			

Part 7: Previous Locations

14. Previous addresses

List all previous addresses used by the debtor within 3 years before filing this case and the dates the addresses were used.

☒ Does not apply

Address		Dates of occupancy	
14.1.	_____	From	_____ To _____
	Street		

	City	State	ZIP Code

Part 8: Health Care Bankruptcies

15. Health Care bankruptcies

Is the debtor primarily engaged in offering services and facilities for:

- diagnosing or treating injury, deformity, or disease, or
- providing any surgical, psychiatric, drug treatment, or obstetric care?

☒ No. Go to Part 9.

☐ Yes. Fill in the information below.

Facility name and address	Nature of the business operation, including type of services the debtor provides	If debtor provides meals and housing, number of patients in debtor's care
15.1. _____ Facility name	_____	_____
_____ Street	Location where patient records are maintained (if different from facility address). If electronic, identify any service provider.	How are records kept?
_____ City State ZIP Code	_____ _____	<i>Check all that apply:</i> <input type="checkbox"/> Electronically <input type="checkbox"/> Paper

Part 9: Personally Identifiable Information

16. Does the debtor collect and retain personally identifiable information of customers?

- ☒ No.
- ☐ Yes. State the nature of the information collected and retained. _____
Does the debtor have a privacy policy about that information?
☐ No
☐ Yes

17. Within 6 years before filing this case, have any employees of the debtor been participants in any ERISA, 401(k), 403(b) or other pension or profit-sharing plan made available by the debtor as an employee benefit?

- ☒ No. Go to Part 10.
- ☐ Yes. Does the debtor serve as plan administrator?
☐ No. Go to Part 10.
☐ Yes. Fill in below:

Name of plan	Employer identification number of the plan
_____	EIN: _ _ - _ _ _ _ _ _
Has the plan been terminated? <input type="checkbox"/> No <input type="checkbox"/> Yes	

Part 10: Certain Financial Accounts, Safe Deposit Boxes, and Storage Units

18. Closed financial accounts

Within 1 year before filing this case, were any financial accounts or instruments held in the debtor's name, or for the debtor's benefit, closed, sold, moved, or transferred?
Include checking, savings, money market, or other financial accounts; certificates of deposit; and shares in banks, credit unions, brokerage houses, cooperatives, associations, and other financial institutions.

☒ None

Financial institution name and address	Last 4 digits of account number	Type of account	Date account was closed, sold, moved, or transferred	Last balance before closing or transfer
18.1. _____ Name	XXXX- _ _ _ _	<input type="checkbox"/> Checking	_____	_____
_____ Street		<input type="checkbox"/> Savings		
_____ City State ZIP Code		<input type="checkbox"/> Money market		
		<input type="checkbox"/> Brokerage		
		<input type="checkbox"/> Other		

19. Safe deposit boxes

List any safe deposit box or other depository for securities, cash, or other valuables the debtor now has or did have within 1 year before filing this case.

☒ None

19.1

Depository institution name and address	Names of anyone with access to it	Description of the contents	Does debtor still have it?
Name			<input type="checkbox"/> No
Street			<input type="checkbox"/> Yes
	Address		
City State ZIP Code			

20. Off-premises storage

List any property kept in storage units or warehouses within 1 year before filing this case. Do not include facilities that are in a part of a building in which the debtor does business.

☐ None

20.1	Facility name and address	Names of anyone with access to it	Description of the contents	Does debtor still have it?
	<div></div> <div>Name</div> <div>2111 Albany Post Road</div> <div>Street</div> <div></div> <div>Montrose, NY 10548</div> <div>City State ZIP Code</div>	<div></div> <div></div> <div></div> <div>Address</div> <div></div>	<div></div> <div></div> <div></div> <div></div>	<div><input checked="" type="checkbox"/> No</div> <div><input type="checkbox"/> Yes</div>

20.2	Facility name and address	Names of anyone with access to it	Description of the contents	Does debtor still have it?
	Casabella Contracting of NY, Inc. Name 182 Lindsay Avenue Street Buchanan, NY 10511 City State ZIP Code	Pignataro, Frank <div>Address</div> 109 Watch Hill Road Cortlandt Manor, NY 10567	All of Casabella's motor vehicles and construction equipment were stored at 2111 Albany Post Road.	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes

Part 11: Property the Debtor Holds or Controls That the Debtor Does Not Own

21. Property held for another

List any property that the debtor holds or controls that another entity owns. Include any property borrowed from, being stored for, or held in trust. Do not list leased or rented property.

☒ None

Owner's name and address			Location of the property	Description of the property	Value
<div></div>			<div></div>	<div></div>	<div></div>
Name			<div></div>	<div></div>	
<div></div>			<div></div>	<div></div>	
Street			<div></div>	<div></div>	
<div></div>				<div></div>	
<div></div>				<div></div>	
City	State	ZIP Code		<div></div>	

Part 12: Details About Environmental Information

For the purpose of Part 12, the following definitions apply:

- *Environmental law* means any statute or governmental regulation that concerns pollution, contamination, or hazardous material, regardless of the medium affected (air, land, water, or any other medium).
- *Site* means any location, facility, or property, including disposal sites, that the debtor now owns, operates, or utilizes or that the debtor formerly owned, operated, or utilized.
- *Hazardous material* means anything that an environmental law defines as hazardous or toxic, or describes as a pollutant, contaminant, or a similarly harmful substance.

Report all notices, releases, and proceedings known, regardless of when they occurred.

22. Has the debtor been a party in any judicial or administrative proceeding under any environmental law? Include settlements and orders.

- ☒ No
- ☐ Yes. Provide details below.

Case title	Court or agency name and address	Nature of the case	Status of case
	Name		<input type="checkbox"/> Pending
Case number	Street		<input type="checkbox"/> On appeal
			<input type="checkbox"/> Concluded
	City State ZIP Code		

23. Has any governmental unit otherwise notified the debtor that the debtor may be liable or potentially liable under or in violation of an environmental law?

- ☒ No
- ☐ Yes. Provide details below.

Site name and address	Governmental unit name and address	Environmental law, if known	Date of notice
Name	Name		
Street	Street		
City State ZIP Code	City State ZIP Code		

24. Has the debtor notified any governmental unit of any release of hazardous material?

- ☒ No
- ☐ Yes. Provide details below.

Site name and address	Governmental unit name and address	Environmental law, if known	Date of notice
Name	Name		
Street	Street		
City State ZIP Code	City State ZIP Code		

Part 13: Details About the Debtor’s Business or Connections to Any Business

25. Other businesses in which the debtor has or has had an interest

List any business for which the debtor was an owner, partner, member, or otherwise a person in control within 6 years before filing this case. Include this information even if already listed in the Schedules.

☒ None

Business name and address	Describe the nature of the business	Employer Identification number Do not include Social Security number or ITIN.
25.1. Name Street CityStateZIP Code		EIN: - - - - - Dates business existed From To

26. Books, records, and financial statements

26a. List all accountants and bookkeepers who maintained the debtor’s books and records within 2 years before filing this case.

☐ None

Name and address	Dates of service
26a.1. Marcum LLP Name 555 Long Wharf Drive Street New Haven, CT 06511 CityStateZIP Code	From 01/01/2019 To

26b. List all firms or individuals who have audited, compiled, or reviewed debtor’s books of account and records or prepared a financial statement within 2 years before filing this case.

☒ None

Name and address	Dates of service
26b.1. Name Street CityStateZIP Code	From To

26c. List all firms or individuals who were in possession of the debtor’s books of account and records when this case is filed.

☐ None

Name and address	If any books of account and records are unavailable, explain why
26c.1. Catherine Prunier Name 1022 Lower South Street Suite #4 Street Peekskill, NY 10566 CityStateZIP Code	

26d. List all financial institutions, creditors, and other parties, including mercantile and trade agencies, to whom the debtor issued a financial statement within 2 years before filing this case.

☐ None

Name and address

26d.1. Hudson Insurance Company, a Delaware Corporation
Name
100 William Street 5th Floor
Street
New York, NY 10004
City State ZIP Code

27. Inventories

Have any inventories of the debtor's property been taken within 2 years before filing this case?

☒ No

☐ Yes. Give the details about the two most recent inventories.

Name of the person who supervised the taking of the inventory	Date of inventory	The dollar amount and basis (cost, market, or other basis) of each inventory

Name and address of the person who has possession of inventory records

27.1. _____
Name

Street

City State ZIP Code

28. List the debtor's officers, directors, managing members, general partners, members in control, controlling shareholders, or other people in control of the debtor at the time of the filing of this case.

Name	Address	Position and nature of any interest	% of interest, if any
<u>Pignataro, Laura Marcela</u>	<u>182 Lindsay Avenue Buchanan, NY 10511</u>	<u>President, Shareholder</u>	<u>100.00%</u>

29. Within 1 year before the filing of this case, did the debtor have officers, directors, managing members, general partners, members in control of the debtor, or shareholders in control of the debtor who no longer hold these positions?

☒ No

☐ Yes. Identify below.

Name	Address	Position and nature of any interest	Period during which position or interest was held
			From _____ To _____

30. Payments, distributions, or withdrawals credited or given to insiders

Within 1 year before filing this case, did the debtor provide an insider with value in any form, including salary, other compensation, draws, bonuses, loans, credits on loans, stock redemptions, and options exercised?

☐ No

☒ Yes. Identify below.

Name and address of recipient	Amount of money or description and value of property	Dates	Reason for providing the value
-------------------------------	--	-------	--------------------------------

30.1. Pignataro, Laura Marcela
Name
182 Lindsay Avenue
Street
Buchanan, NY 10511
City State ZIP Code

Salary and Wages

Relationship to debtor

President

Name and address of recipient	Amount of money or description and value of property	Dates	Reason for providing the value
-------------------------------	--	-------	--------------------------------

30.2. Pignataro, Frank
Name
109 Watch Hill Road
Street
Cortlandt Manor, NY 10567
City State ZIP Code

Salary and wages

Relationship to debtor

Receiver and Estranged Husband of Debtor's Principal

31. Within 6 years before filing this case, has the debtor been a member of any consolidated group for tax purposes?

☒ No

☐ Yes. Identify below.

Name of the parent corporation Employer Identification number of the parent corporation

EIN: - - - - -

32. Within 6 years before filing this case, has the debtor as an employer been responsible for contributing to a pension fund?

☒ No

☐ Yes. Identify below.

Name of the pension fund Employer Identification number of the pension fund

EIN: - - - - -

Part 14: Signature and Declaration

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

I have examined the information in this *Statement of Financial Affairs* and any attachments and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 04/22/2022
MM/ DD/ YYYY

2222205shl Doc 1 5 Filed 04/25/16 Entered 04/25/16 22:05:33 Main Exhibit

Debtor Casabella Contracting of NY, Inc. Pg 53 of 85

Case number (if known) _____

X

/s/ Laura Marcela Pignataro

Signature of individual signing on behalf of the debtor

Printed name Laura Marcela Pignataro

Position or relationship to debtor President

Are additional pages to *Statement of Financial Affairs for Non-Individuals Filing for Bankruptcy* (Official Form 207) attached?

☒ No

☐ Yes

Debtor

Casabella Contracting of NY, Inc.

Case number (if known)

Name

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
9	LMD Hauling, LLC Attn: President 382 Old Hopewell Road Wappingers Falls, NY 12590-4315		ERISA Benefits	Disputed			\$233,606.90
10	Local No. 46 Metallic Lathers Union Attn: President 1322 Third Avenue New York, NY 10021		ERISA Benefits	Disputed			\$53,966.26
11	Marjam Supply Company Attn: President 885 Conklin Street Farmingdale, NY 11735		Breach of Contract	Disputed			\$11,124.95
12	Oldcastle Infrastructure, Inc. 7000 Central Parkway Suite 800 Atlanta, GA 30328		UCC 1 Financing Statement	Disputed			\$95,840.00
13	Orange Bank & Trust Company Dolson Avenue Office 212 Dolson Avenue Middletown, NY 10940		Business Line of Credit	Disputed			\$300,000.00
14	Thalle Industries, Inc. Attn: President 51 NY-100 Briarcliff Manor, NY 10510		Breach of Contract	Disputed			\$76,853.33
15	The Sherwin-Williams Company 851 Ridge Road East Rochester, NY 14622		Breach of Contract	Disputed			\$6,345.98
16	TruFund Financial Services, Inc. Attn: Michael Vaugh, Chief Credit Officer 39 West 37th Street 7th Floor New York, NY 10018		UCC 1 Financing Statement	Disputed			\$301,069.16
17	Trustees of the District Council No. 9 Painting Industry Insurance Fund 595 West Hartsdale Avenue White Plains, NY 10607		ERISA Benefits	Disputed			\$35,632.78
18	Trustees of the Local 806 Structural Steel and Bridge Painters of Greater New York Employee Trust Funds Attn: President 595 West Hartsdale Avenue White Plains, NY 10607			Disputed			\$14,242.91
19	Trustees of the Operating Engineers Local 137, 137A, 137B, 137C & 13R Annuity, Pension, Welfare and Apprenticeship Skill Improvement & Safety Funds of the International Union of Operating Engineers Attn: President 1360 Pleasantville Road		ERISA Benefits	Disputed			\$184,205.40

	Briarcliff Manor, NY 10510						
20	Yaboo Fence 2022-2025 Shl Doc 1 Filed 04/25/25 Entered 04/25/25 16:21:03: Main Exhibit Attn: President 95 W Nyack Way West Nyack, NY 10994						\$183,297.50

B2030 (Form 2030) (12/15)

CERTIFICATION

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

04/22/2022
Date

/s/ James J. Rufo
James J. Rufo
Signature of Attorney

Bar Number: 5152210
Law Office of James J. Rufo
James J. Rufo, Esq.
1133 Westchester Avenue W N202
West Harrison, NY 10604
Phone: (845) 590-5187

Law Office of James J. Rufo
Name of law firm

IN THE UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK
WHITE PLAINS DIVISION

IN RE: **Casabella Contracting of NY, Inc.**

CASE NO

CHAPTER 11

VERIFICATION OF CREDITOR MATRIX

The above named Debtor hereby verifies that the attached list of creditors is true and correct to the best of his/her knowledge.

Date 04/22/2022 Signature /s/ Laura Marcela Pignataro
Laura Marcela Pignataro, President

Chiesa Shahinian &
Giantomasi PC
Attn: Adam P. Friedman, Esq.
11 Times Square, 31st Floor
New York, NY 10036

John Deere Construction &
Forestry Company
Attn: President
6400 NW 86th Street, PO BOX 6600
Johnston, IA 50131-6630

Marshall M. Stern, P.C.
Attn: Marshall M. Stern, Esq.
17 Cardiff Court
Huntington Station, NY 11746

Mastropietro Law Group, LLC
Attn: John P. Mastropietro, Esq.
63 Franklin Street
Saratoga Springs, NY 12866

Michael J. Lombardi, Esq.
Attn: Michael J. Lombardi, Esq.
81 Main Street Street Suite 205
White Plains, NY 10601

Oldcastle Infrastructure, Inc.
7000 Central Parkway Suite 800
Atlanta, GA 30328

Orange Bank & Trust
Company
Dolson Avenue Office
212 Dolson Avenue
Middletown, NY 10940

Frank Pignataro
109 Watch Hill Road
Cortlandt Manor, NY 10567

Frank Pignataro
31 Hunt Avenue
Montrose, NY 10548

Laura Marcela Pignataro
182 Lindsay Avenue
Buchanan, NY 10511

PIRRELLO, PERSONTE &
FEDER PLLC
Attn: Steven E. Feder, Esq.
1800 Ridge Road East
Rochester, NY 14622

Tesser & Cohen
Attn: Danielle E. Cohen, Esq.
946 Main Street
Hackensack, NJ 07601

Thalle Industries, Inc.
Attn: President
51 NY-100
Briarcliff Manor, NY 10510

The Catalina Law Firm
Attn: Andrea N. Catalina, Esq.
1013 Brown Street
Peekskill, NY 10566

The Sherwin-Williams
Company
851 Ridge Road East
Rochester, NY 14622

TruFund Financial Services,
Inc.
Attn: Michael Vaughn, Chief Credit Officer
39 West 37th Street 7th Floor
New York, NY 10018

Trustees of the District
Council No. 9 Painting
Industry Insurance Fund
595 West Hartsdale Avenue
White Plains, NY 10607

Trustees of the Local 806
Structural Steel and Bridge
Painters of Greater New York
Employee Trust Funds
Attn: President
595 West Hartsdale Avenue
White Plains, NY 10607

Trustees of the Operating
Engineers Local 137, 137A,
137B, 137C & 13R Annuity,
Pension, Welfare and
Apprenticeship Skill
Improvement & Safety Funds
of the International Union of
Operating Engineers
Attn: President
1360 Pleasantville Road
Briarcliff Manor, NY 10510

Welby, Brady & Greenblatt,
LLP
Giovanni Care, Esq.
11 Martine Avenue 15th Floor
White Plains, NY 10606

Windels, Marx, Lane &
Mittendorf, LLC
Attn: James M. Sullivan, Esq.
156 West 56th Street
New York, NY 10019

Yaboo Fence Co., Inc.
Attn: President
95 W Nyack Way
West Nyack, NY 10994

Zisholtz & Zisholtz, LLP
Attn: Stuart S. Zisholtz, Esq.
200 Garden City Plaza Suite 408
Garden City, NY 11530

EXHIBIT B

In 2014, Casabella entered into its first contract with Tappan Zee Constructors which entailed a small Salvage/ Demolition/ Relocation on the Westchester County side of the Tappan Zee Bridge. This project grew and led to numerous change orders being added to the base contract, which allowed Casabella to increase its earnings. This led to the Casabella being given more work from Tappan Zee Constructors. The payment terms for this first contract were net 15, making it great to stay on top of payroll, unions and paying vendors.

In March of 2017, Casabella was awarded the contract for Prime Contractor for the construction of the new State Police Facility. This contract amount was \$17,984,836.00. As the Prime Contractor, Casabella oversaw and managed the projects being undertaken by various sub-contractors, further contributing to Casabella's growth in the industry. Casabella's saw its gross receipts steadily climb in 2017, (\$9,275,539.00), 2018 (\$10,297,61.00), and 2019 (\$17,693,483.00).

Coincidentally, in or about September 28, 2017, Mr. Pignataro incorporated Casabella Landscaping, Inc. Casabella Landscaping performed residential and commercial landscaping jobs, snow removal, and small construction projects. Mr. Pignataro is the President and sole owner of 100% of the shares of Casabella Landscaping.

In 2019, the Debtor's principal and her estranged husband Frank Pignataro, began to experience marital problems that put a strain on the Debtor's day-to-day business operations. As a result, Mr. Pignataro began to interfere with the Debtor's daily operations in an attempt to expand his influence and exercise control over the Debtor's principal and the Debtor's contracted projects. For example, Mr. Pignataro scheduled meetings with contractors, project managers, union members and foreman in secret, and without Debtor's principal being present. Mr. Pignataro's actions led to a breakdown in communication between the Debtor's principal and her staff which had a detrimental effect on the management of the Debtor's works in progress.

In or about 2019, the Debtor's bonding company Hudson Insurance Company ("Hudson") assumed control of the Lehman College project (\$2,893,872.00).

In March of 2020, the Debtor was subject to numerous work stoppages that continued to the present date. The majority of these work stoppages were the result of the Covid-19 pandemic, rising construction material costs, and supply chain issues that hindered the Debtor's ability to realize profits from its projects. As a result, later in 2020, Hudson assumed control of the Warwick Fire District Project (\$2,707,573.00), and the Town of Mount Pleasant Water Main Project (\$1,813,379.00).

On or about April 27, 2020, the Debtor received a Paycheck Protection Program (“PPP”) loan in the amount of \$1,361,412.00, from the Small Business Administration (“SBA”). The Debtor PPP loan was forgiven.

On or about January 20, 2021, the Debtor received a PPP loan in the amount of \$1,361,412.00, from the SBA. Upon information and belief, the Debtor has applied for its PPP loan to be forgiven.

The Covid-19 pandemic intensified the Mr. and Mrs. Pignataro's marital troubles and ultimately, on August 13, 2021, Mr. Pignataro filed an action for divorce in the Westchester County Supreme Court.

On September 24, 2021, Hon. Lewis J. Lubell, J.S.C. appointed Frank Pignataro the temporary Receiver of the Debtor. Judge Lubell is the presiding judge in the pending divorce case, *Frank Pignataro v. Laura M. Pignataro*, in the Supreme Court of the State of New York, County of Westchester, Index No. 61117/2021. The law firm of Mackey, Butts, & Whalen, LLP is the attorney for the receiver.

Since the appointment of Mr. Pignataro as temporary receiver, no less than thirteen (13) lawsuits have been filed against the Debtor. Mr. Pignataro has banned Debtor's principal from the Debtor's office location, changed the login information and passwords for accessing the Debtor's online bank accounts, financial records, payroll accounts, and all other electronically stored information of the Debtor.

In addition, Mr. Pignataro has sold and transferred assets of the Debtor for less than market value, and without obtaining approval from the state court. Upon information and belief, Mr. Pignataro has moved many of the Debtor's motor vehicles, pick-up trucks, and excavators from the yard where they were previously stored to an undisclosed location. Upon information and belief, Mr. Pignataro has sold, transferred, or otherwise disposed of the Debtor's tools, and construction equipment for less than market value. Upon information and belief, Mr. Pignataro has transferred the Debtor's tool, construction equipment, motor vehicles, pick-up trucks, and excavators to his company Casabella Landscaping without providing consideration to the Debtor.

The Debtor filed this bankruptcy case to prevent the temporary receiver, Frank Pignataro from misappropriating, converting, and transferring the Debtor's assets without receiving fair consideration to the detriment of the Debtor with reckless abandon. Mr. Pignataro has abused his position as temporary receiver, and utterly failed to remain neutral and unbiased. In addition, Mr. Pignataro has refused to provide the Debtor, among other things:

- i. Current Accounts Receivable
- ii. Current Accounts Payable
- iii. Current Balance Sheet
- iv. Access to QuickBooks
- v. Access to Dropbox
- vi. Access to the bank Accounts (General, Payroll, Money Market)
- vii. Status on Taxes with backup

The Debtor filed this bankruptcy case to successfully reorganize its debts and emerge as a profitable construction company.

Local Rule 1007-2(a)(2):

2. This case was not originally commenced under chapter 7 or chapter 13.

Local Rule 1007-2(a)(11)

11. The pending legal actions against the Debtor are as follows:

- Belway Electrical Contracting Corp. v. Casabella Contracting of NY, Inc. et al, Index No. 64907/2021, Westchester County Supreme Court
- In the Matter of Jersen Construction Group, LLC v. Casabella Contracting of N.Y., Inc., et al, Saratoga County Supreme Court, Index NO. EF2022318
- Marjam Supply Company v. Casabella Contracting of NY, Inc. et al, Bronx County Supreme Court, Index No. 814691/2021E
- LMD Hauling, LLC v. Casabella Contracting of NY Inc. et al, Dutchess County Supreme Court, Index No. 2022-50074,
- The Sherwin-Williams Company v. Casabella Contracting of N.Y., Inc., et al, Monroe County Supreme Court, Index No. E2022001050,
- Local #46 Metallic Lathers Union and Reinforcing Ironworkers of New York and Vicinity of the International Association of Bridge, Structural, Ornamental, and Reinforcing Ironworkers et al v. Casabella Contracting of N.Y., Inc. et al, Index No. 601792/2022, Nassau County Supreme Court, Special Proceedings - CPLR Article 75
- TruFund Financial Services, Inc. v. Casabella Contracting of NY, Inc. et al, Index No. 65124
- Oldcastle Infrastructure, Inc. v. Casabella Contracting of NY, Inc. et al, Index No. EF007003-2021, Orange County Supreme Court,
- Belway Electrical Contracting Corp. v. Casabella Contracting of NY, Inc., Index No. 65434/2021
- Capital Supply Construction Products LLC v. Casabella Contracting of NY, Inc. et al, Index No. 55574/2022
- Erection & Welding Contractors, LLC v. Casabella Contracting of NY, Inc. et al, Westchester County Supreme Court, Index No. 57965/2019,
- Yaboo Fence Co., Inc. v. Casabella Contracting of New York, Inc. et al, Westchester County Supreme Court, Index No. 64213/2021,
- Thalle Industries, Inc. v. Casabella Contracting of New York, Inc., Westchester County Supreme Court, Index No. 67065/2021
- Koski Trucking, Inc. v. Casabella Contracting of New York, Inc. et al, Index No. 66424/2021, Westchester County Supreme Court
- Laborers Local Union 754 & Local 754 Joint Benefits Funds V. Casabella Contracting/Frank Pignataro, Case No. 21-cv-09327 (KMK), USDC, SDNY
- Teamsters Local 456 Pension V. Casabella Contracting/Frank Pignataro, Case No. 21-cv-07311 (VB), USDC, SDNY
- Trustees of the Local 806 Structural Steel...et al., V Casabella., et al, 21-cv-09249 (NSR), USDC, SDNY
- Board of Trustees of Westchester Putnam Counties H&H laborers' local No. 60 Pension Fund, et al. V. Casabella, Case No. 21-cv-08285 (KMK)

Local Rule 1007-2(a)(12)

12. The Debtor's principal and 100% shareholder is Laura Marcela Pignataro

Local Rule 1007-2(b)(1) and (b)(2)

13. As a result of the temporary receiver's refusal to disclose any information about the Debtor's daily operations for nearly seven (7) months, the Debtor is unable to determine the exact number of employees it has; therefore, it is unable to determine whether it anticipates payroll during the thirty (30) days following the petition date.

Local Rule 1007-2(b)(3)

14. At this time, the Debtor is unable to determine whether it will be operating at a profit or deficit as result of the receiver's failure to remain neutral and disclose the Debtor's daily operations to its principal.

The Debtor reserves the right to amend this declaration at any time, after the initial filing date.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing statements are true and correct.

Dated: _____, New York
April _____, 2022



Laura Marcela Pignataro, President
Casabella Contracting of N.Y., Inc.
Debtor and/or debtor-in-possession

EXHIBIT C

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Recently Viewed Properties

182 Lindsey Ave Buchanan, NY 10511

\$619,000

For Sale | Active | Retail



Great corner property at the Buchanan traffic circle. Hi visibility with office/retail space on the ground floor well suited for deli, restaurant, salon, professional office, and much more. The second floor consists of two 1-bedroom apartments at 725 and 750 square feet respectively. Both apartments include their own washer and dryer. One unit is currently vacant but will be rented unless a buyer wants it delivered vacant. The other unit is lease for \$1,600 per month with tenant paying all utilities. Tenants are each given one space (included in rent) in the building's 16 car parking lot. The full size, finished basement is dry and great for additional office or storage. Excellent opportunity for some who is looking to own their business and live in the same building, or for a solid stand alone investment property.

Full Property Details for 182 Lindsey Ave

General

Price: \$619,000

Taxes: \$21,694

Status: Active

Type: Retail

MLS ID: H6141134

Updated: 5/12/2022

Added: 267 day(s) ago

Business

Structural Information

Business Type: Retail

Location

County: Westchester
Township: Cortlandt

School Information

Elem School District: Hendrick Hudson
Midd School District: Hendrick Hudson
High School District: Hendrick Hudson

Heating & Cooling

Air Conditioning: Yes
Cooling Type: Central Air
Heating Type: Natural Gas, Hot Water

Utilities

Sewer: Public Sewer

Construction: Frame
Ceiling Height: 10
Building Size: 3000
Current Bldg. Use: Commercial, Mixed Use, Office, Residential
Year Built: 2006

Unit Information

Units in Building: 3

Lot Features

Zoning: C1

Financial Considerations

Tax Amount: \$21,694

Disclosures and Reports

Buyer's Brokerage Compensation: 2%
APN: 2201-043-015-00004-000-0001
Property ID: 2201-043-015-00004-000-0001

Listed by United Real Estate LLC

Schools serving 182 Lindsey Ave

School District:Hendrick Hudson School District

RATING	NAME	
GRADES	DISTANCE	
3		BUCHANAN-VERPLANCK ELEMENTARY SCHOOL 160 WESTCHESTER AVE, BUCHANAN, NY 10511
K-5	0.5 mi	
6		BLUE MOUNTAIN MIDDLE SCHOOL 7 FURNACE WOODS RD, CORTLANDT MNR, NY 10567
6-8	2.7 mi	
6		HENDRICK HUDSON HIGH SCHOOL 2166 ALBANY POST RD, MONTROSE, NY 10548
9-12	0.5 mi	

Disclaimer: School ratings provided by [GreatSchools](#). Ratings are on a scale of 1-10. [Learn more about GreatSchools ratings](#). School attendance boundaries provided by Pitney Bowes and are for reference only. Contact the school directly to verify enrollment eligibility.

Price & Sales History for 182 Lindsey Ave

Date	Details	Price	Change	Source
2/10/2022	Price Reduced	\$619,000	-3.13%	MLS
10/25/2021	Price Reduced	\$639,000	-4.63%	MLS
9/22/2021	Listed	\$670,000	39%	MLS
4/30/2019	Sold	\$482,000	—	Public Record

Disclaimer: Historical sales information is derived from public records provided by the county offices. Information is not guaranteed and should be independently verified.

Tax History for 182 Lindsey Ave

Year	Property Taxes	Change	Tax Assessment	Change
2020	\$19,080	100%	\$10,450	—
2020		-100%	\$10,450	—
2018	\$16,340	2%	\$10,450	—
2017	\$15,954	21%	\$10,450	—
2017	\$13,207	-17%	\$10,450	—
2016	\$15,845	2%	\$10,450	—
2015	\$15,574	2%	\$10,450	—
2013	\$15,279	—	\$10,450	—

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182 Lindsey Avenue, Buchanan, NY 10511 (MLS# H6141134) is a Retail property. 182 Lindsey Avenue is currently listed for \$619,000 and was received on September 22, 2021. Want to learn more about 182 Lindsey Avenue? Do you have questions about finding other Retail real estate for sale in Buchanan? You can browse all [Buchanan real estate](#) or contact a Coldwell Banker agent to request more information.